

1 Honorable Timothy W. Dore
2 Chapter 13
3 Location: Seattle
4 Hearing Date: July 19, 2023
5 Time: 9:30 AM
6 Response Date: July 12, 2023
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13 UNITED STATES BANKRUPTCY COURT
14 WESTERN DISTRICT OF WASHINGTON AT SEATTLE
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16 IN RE:) Chapter 13 Proceeding
17 NICHOLE PORTIA LEIGH,)
18 Debtor,) Case No. 23-10050-TWD
19) NOTICE OF OBJECTION
20) TO PROOF OF CLAIM NO. 6
21)
22)
23)
24)
25)

26 NOTICE OF OBJECTION TO PROOF OF CLAIM
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29 PLEASE TAKE NOTICE that the above stated matter in this case, is set for hearing as
30 follows:
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32 JUDGE: Honorable Timothy W. Dore DATE: July 19, 2023
33 PLACE: 700 Stewart St., 8th Floor TIME: 9:30 AM
34 Seattle, Washington 98101

35 IF YOU OPPOSE the Motion, you must file your written response with the Clerk's office
36 of the bankruptcy court and deliver copies to the undersigned and the Chapter 13 Trustee NOT
37 LATER THAN THE RESPONSE DATE, which is July 12, 2023. If you file a response, you are
38 also required to appear at the hearing.

39 IF NO RESPONSE IS TIMELY FILED AND SERVED, THE COURT MAY, IN ITS
40 DISCRETION, GRANT THE MOTION PRIOR TO THE HEARING WITHOUT
41 FURTHER NOTICE, AND STRIKE THE HEARING.
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43 Dated: 06/10/2023

44 /s/ Steven C. Hathaway

45 Steven C. Hathaway, WSBA #24971
46 Attorney for Debtor

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48 NOTICE AND OBJECTION
49 TO PROOF OF CLAIM

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51 HATHAWAY HOLLAND LAW FIRM, PLLC
52 3811 CONSOLIDATION AVENUE
53 BELLINGHAM, WA 98229
54 PHONE (360) 676-0529
55 FAX (360) 676-0067

OBJECTION TO PROOF OF CLAIM

COMES NOW Nichole Leigh, the Debtor in the above captioned case, and hereby objects, pursuant to 11 U.S.C. §502 and FRBP 3007, to Proof of Claim No. 6 filed by Pivotal Law Group, PLLC, in the amount of \$105,187.05. In support of this objection the Debtor offers the following:

1. The Debtor filed for Chapter 13 bankruptcy relief on January 12, 2023.
 2. Pivotal Law Group, PLLC represented the Debtor in the defense of claims made by Circle Systems, Inc. against Nichole Leigh and Neptune Global, LLC in King County Superior Court, Case No. 20-2-09099-9 SEA.
 3. The Debtor told Pivotal Law Group, PLLC that she had a business insurance policy that would pay for the defense of the Circle Systems, Inc. claims against her and her business.
 4. Pivotal Law Group, PLLC told the Debtor that she should not have the insurance company defend her against the claims against her and her business.
 5. The fees and costs that Pivotal Law Group, PLLC charged Debtor to defend her against the claims against her and her business were duplicative and unnecessary.
 6. Proof of Claim No. 6 should be disallowed in its entirety.

WHEREFORE, the Debtor respectfully requests that this court disallow Proof of Claim No. 6 filed by Pivotal Law Group, PLLC and for such other and further relief as is just and proper.

Dated: 06/10/2023

/s/ Steven C. Hathaway

Steven C. Hathaway, Attorney for Debtor

DECLARATION OF MAILING

THE UNDERSIGNED CERTIFIES UNDER PENALTY OF PERJURY THAT
ON 06/10/2023 THE UNDERSIGNED CAUSED TO BE DELIVERED EITHER
BY FIRST CLASS MAIL, LEGAL MESSENGER OR ELECTRONICALLY A
COPY OF THIS OBJECTION TO PROOF OF CLAIM NO. 6 TO PIVOTAL
LAW GROUP, PLLC, THE CHAPTER 13 TRUSTEE, THE U.S. TRUSTEE
AND ALL THOSE REQUESTING SPECIAL NOTICE TO THE ADDRESSES
SET FORTH ON THE BANKRUPTCY COURT MAILING MATRIX.

Dated: 06/10/2023

/s/ *Simone M. Hathaway*

Simone M. Hathaway